



07-2003

A 3736

**TRANSMITTAL  
FORM**

(To be used for all correspondence after initial filing)

|   |                  |
|---|------------------|
| Application Number                        | 09/581,122       |
| Filing Date                               | January 14, 2002 |
| Confirmation Number                       | 9429             |
| Inventor(s)                               | IYER et al.      |
| Group Art Unit                            | 3736             |
| Examiner                                  | Kremer, M.       |
| Attorney Docket No.                       | 97-30            |
| Express Mail Label No.: EV 196251411 US   |                  |
| Total Number of Pages in This Submission: | 8                |

**ENCLOSURES (check all that apply)**

|   |  |   |
|---|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br>(submit in duplicate)<br><input type="checkbox"/> Fee Attached \$ <input type="text"/><br>Check No.: <input type="text"/>   | <input type="checkbox"/> Assignment Papers<br><input type="checkbox"/> Cover Sheet<br><input type="checkbox"/> Drawing Change Authorization Request and Amended Figure(s)<br><input type="checkbox"/> Request for Return of PTO-1449 Forms<br><input type="checkbox"/> Petition to the Commissioner<br><input type="checkbox"/> To Convert a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Address<br><input type="checkbox"/> Terminal Disclaimer(s)<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input checked="" type="checkbox"/> Certificate of Mailing by Express Mail | <input type="checkbox"/> Issue fee Transmittal Form PTOL-85(b) + (c) and Cover Sheet<br><input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Request for Continued Examination (RCE)<br><input type="checkbox"/> Status Request Letter<br><input type="checkbox"/> Small Entity Statement<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> Response to Missing Parts / Incomplete Application |
| <input checked="" type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits / Declaration(s)  |  |   |
| <input checked="" type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Form PTO-1449<br><input type="checkbox"/> Cited References<br><input type="checkbox"/> Search report |  |   |
| <input type="checkbox"/> Drawing(s): Number of Pages _____<br>Number of Figs. _____ and cover sheet<br><input type="checkbox"/> Formal<br><input type="checkbox"/> Informal   | <input type="checkbox"/> Other Enclosure(s): _____   |   |

**Current Due Date:** July 21, 2003 (one month extended)(July 20, 2003 = Sunday)**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                        |   |
|------------------------|---|
| Individual and Company | Michael W. Haas, Reg. No. 35,174<br>RESPIRONICS, Inc., 1010 Murry Ridge Lane, Murrysville PA, 15668 |
| Signature              | <i>Michael W. Haas</i>  |
| Date                   | July 21, 2003   |

**CERTIFICATE OF MAILING**

|  |                                  |      |               |
|--|----------------------------------|------|---------------|
| I hereby certify that this correspondence and all enclosures are being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" in an envelope addressed to:<br>Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: <u>July 21, 2003</u> ,<br>Express Mail Label No. <u>EV 196251411 US</u> . |                                  |      |               |
| Typed Name   | Michael W. Haas, Reg. No. 35,174 |      |               |
| Signature  | <i>Michael W. Haas</i>           | Date | July 21, 2003 |



## Certificate of Mailing by "Express Mail"

EV 196251411 US

"Express Mail" label number

July 21, 2003

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*Michael W. Haas*

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Michael W. Haas

Typed or printed name of person mailing correspondence

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**FEE TRANSMITTAL**

(Effective 01/01/2003)

"Express Mail" Label No. EV 196251411 US

**TOTAL AMOUNT OF PAYMENT** \$ 110.00

Application Number 09/581,122

Filing Date January 14, 2002

First Named Inventor IYER et al.

Confirmation Number 9429

Group Art Unit 3736

Examiner's Name Kremer, M.

Attorney Docket No. 97-30

| METHOD OF PAYMENT   |                              | FEE CALCULATION (continued)   |                        |                       |                        |  |                 |
|---|------------------------------|-------------------------------|------------------------|-----------------------|------------------------|--|-----------------|
| <b>1.</b> <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:<br>Deposit Account Number <b>50-0558</b><br>Deposit Account Name <b>Respironics, Inc.</b><br><input checked="" type="checkbox"/> Charge any additional fee required under 37 C.F.R. §§ 1.16, 1.17 1.19 and 1.20 <input type="checkbox"/> Charge the Issue Fee set forth in 37 C.F.R. § 1.18 |                              | <b>3. ADDITIONAL FEES</b>     |                        |                       |                        |  |                 |
| <b>2.</b> <input type="checkbox"/> Payment Enclosed:<br>Check (Check No. _____)   |                              | <b>Large Fee Code</b>         | <b>Entity Fee (\$)</b> | <b>Small Fee Code</b> | <b>Entity Fee (\$)</b> | <b>Fee Description</b>   | <b>Fee Paid</b> |
| <b>FEE CALCULATION (fees effective 10/01/00)</b>  |                              | 1051                          | 130                    | 2051                  | 65                     | Surcharge - late filing fee or declaration                               |                 |
| <b>1. FILING FEE</b>  |                              | 1052                          | 50                     | 2052                  | 25                     | Surcharge - late provisional filing fee or or cover sheet                |                 |
| <b>Large Entity Fee (\$)</b>  | <b>Small Entity Fee (\$)</b> | 1811                          | 100                    | 1811                  | 100                    | Certificate of Correction  |                 |
| 1001 750  | 2001 375                     | 1812                          | 2,520                  | 1812                  | 2,520                  | For filing a request for reexamination                                   |                 |
| 1002 330  | 2002 165                     | 576                           | 25                     | 576                   | 25                     | Additional filing receipt, duplicate or corrected due to applicant error |                 |
| 1003 520  | 2003 260                     | 1805                          | 1,840*                 | 1805                  | 1,840*                 | Requesting publication of SIR after Examiner action                      |                 |
| 1004 750  | 2004 375                     | 1251                          | 110                    | 2251                  | 55                     | Extension for response within first month                                | 110.00          |
| 1005 160  | 2005 80                      | 1252                          | 410                    | 2252                  | 205                    | Extension for response within second month                               |                 |
| <b>SUBTOTAL (1)</b> \$  |                              | 1253                          | 930                    | 2253                  | 465                    | Extension for response within third month                                |                 |
| <b>2. CLAIMS</b>  |                              | 1254                          | 1,450                  | 2254                  | 725                    | Extension for response within fourth month                               |                 |
| <b>Total Claims</b> _____   | <b>Extra Claims</b> _____    | 1255                          | 1,970                  | 2255                  | 985                    | Extension for response within fifth month                                |                 |
| <b>Ind. Claims</b> _____  | <b>Fee from Below</b> _____  | 1401                          | 320                    | 2401                  | 160                    | Notice of Appeal   |                 |
| <b>Multiple Dependent Claims add</b> _____  | <b>Fee Paid</b> _____        | 1402                          | 320                    | 2402                  | 160                    | Filing a brief in support of an appeal                                   |                 |
| * Enter Highest Number Previous Paid For _____  |                              | 1403                          | 280                    | 2403                  | 140                    | Request for oral hearing   |                 |
| <b>Large Entity Fee (\$)</b>  | <b>Small Entity Fee (\$)</b> | 1451                          | 1,510                  | 1451                  | 1,510                  | Petition to institute a public use proceeding                            |                 |
| 1202 18   | 2202 9                       | 1452                          | 110                    | 2452                  | 55                     | Petition to revive unavoidably abandoned application                     |                 |
| 1201 84   | 2201 42                      | 1453                          | 1,300                  | 2453                  | 650                    | Petition to revive unintentionally abandoned application                 |                 |
| 1203 280  | 2203 140                     | 1501                          | 1,300                  | 2501                  | 650                    | Utility issue fee (or reissue)   |                 |
| 1204 84   | 2204 42                      | 1502                          | 470                    | 2502                  | 235                    | Design issue fee   |                 |
| 1205 18   | 2205 9                       | 1814                          | 110                    | 2814                  | 55                     | Statutory Disclaimer   |                 |
| <b>SUBTOTAL (2)</b> \$  |                              | 1460                          | 130                    | 1460                  | 130                    | Petitions to the Commissioner  |                 |
|   |                              | 1807                          | 50                     | 1807                  | 50                     | Petitions related to provisional applications                            |                 |
|   |                              | 1806                          | 180                    | 1806                  | 180                    | Submission of Information Disclosure Statement                           |                 |
|   |                              | 8021                          | 40                     | 8021                  | 40                     | Recording each patent assignment per property (times number of property) |                 |
|   |                              | 1809                          | 750                    | 2809                  | 375                    | Filing a submission after final rejection (37 C.F.R. § 1.129(a))         |                 |
|   |                              | 1801                          | 750                    | 2801                  | 375                    | Request for Continued Examination  |                 |
|   |                              | Other Fee (specify) _____     |                        |                       |                        |  |                 |
|   |                              | <b>SUBTOTAL (3)</b> \$ 110.00 |                        |                       |                        |  |                 |

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| SUBMITTED BY          |                        |                        |               |
|-----------------------|------------------------|------------------------|---------------|
| Typed or Printed Name | Michael W. Haas        | Reg. Number            | 35,174        |
| Signature             | <i>Michael W. Haas</i> | Date                   | July 21, 2003 |
|                       |                        | Deposit Account Number | 50-0558       |